IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 4130 OF 2006

WITH

CIVIL APPLICATION NO. 4131 OF 2006

AND

CIVIL APPLICATION NO. 4132 OF 2006

IN

FIRST APPEAL ST. NO. 19827 OF 2006

Dnyaneshwar Maruti Jadhav. .. Applicant.

vs.

Narayan Dagadu Patil

& Ors. .. Respondents.

Mr. U.B. Nigot for Applicant.

Mrs. A. A. Agarwal, AGP., for R. Nos. 1 & 2.

..

CORAM: J.N. PATEL &,

A.A. SAYED, JJ.

DATE: 3RD JULY, 2007.

P.C.

. The applicant is seeking leave to file an appeal in a matter in which he was not a party before

the trial Court. The parties in the trial Court have not approached this Court by preferring any appeal and, therefore, the proper remedy which is available to the applicant is to file a suit against his vendor or any person claiming through the vendor. Therefore, the applications are dismissed. No order as to costs.

(J.N. Patel, J.)

(A.A. Sayed, J.)